

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

CYWEE GROUP LTD.,  
Plaintiff(s),  
v.  
HTC CORPORATION ET AL.,  
Defendant(s).

Case No. 2:17-cv-00932-JLR

MINUTE ORDER SETTING TRIAL  
DATES AND RELATED DATES

**JURY TRIAL DATE**

**MARCH 25, 2019**

Length of Jury Trial

7–8 days

Preliminary infringement contentions and  
disclosure of asserted claims

December 29, 2017

Deadline for joining additional parties

January 11, 2018

Deadline for amending pleadings

September 26, 2018

Disclosure of preliminary invalidity contentions

January 19, 2018

Reports from expert witnesses regarding

Markman issues due

February 16, 2018

Rebuttal expert reports regarding Markman issues due

March 15, 2018

Preliminary Claim Chart

March 30, 2018

Joint claim chart and Prehearing Statement

April 25, 2018

Opening claim construction briefs due  
(24 pages per side)

May 18, 2018

1	Responsive claim construction briefs due	
2	(24 pages per side)	June 1, 2018
3	<u>Markman</u> hearing at 09:00 AM on	July 13, 2018
4	Reports from expert witnesses under FRCP 26(a)(2)	August 24, 2018
5	due	
6	Rebuttal expert reports due	September 21, 2018
7	All motions related to discovery must be noted	
8	on the motion calendar no later than the Friday	
9	before discovery closes pursuant to	
10	CR7(d)(d)(3) or CR37(a)(2)(B)	
11	Discovery completed by	October 12, 2018
12	All dispositive motions must be filed by	
13	and noted on the motion calendar no	
14	later than the fourth Friday thereafter	
15	(see CR7(d))	November 20, 2018
16	Settlement conference per CR 39.1(c)(2) held	
17	no later than	December 21, 2018
18	All motions in limine must be filed by	
19	and noted on the motion calendar no	
20	later than the second Friday thereafter	February 22, 2019
21	Agreed pretrial order due	March 7, 2019
22	Pretrial conference to be held at <b>02:00 PM</b> on	March 11, 2019
23	Trial briefs , proposed voir dire questions and	
24	jury instructions	March 18, 2019

These dates are set at the direction of the Court after reviewing the joint status report and discovery plan submitted by the parties. All other dates are specified in the Local Rules. If any of the dates identified in this order or the Local Rules fall on a weekend or federal holiday, the act or event shall be performed on the next business day. These are firm dates that can be changed only by order of the court, not by agreement of counsel or the parties. The court will alter these dates only upon good cause shown: failure to complete discovery within the time allowed is not recognized as good cause.

If the Markman hearing or trial dates assigned to this matter create an irreconcilable conflict, counsel must notify Ashleigh Drecktrah, Deputy Clerk, at (206) 370-8520 within 10 days of the date of this order and must set forth the exact nature of the conflict. A failure to do so will be deemed a waiver.

The parties shall comply with the procedures outlined in the court's **Standing Order** as to all patent claim construction issues. PLEASE NOTE: The court will not rule on dispositive motions that raise issues of claim

1 construction prior to the hearing, unless special circumstances warrant  
2 and leave of court is obtained in advance of filing.

3 As required by Local Rules W.D. Wash CR 37(a), all discovery matters  
4 are to be resolved by agreement if possible. In addition, pursuant to  
5 Federal Rule of Civil Procedure 16, the Court "direct[s] that before  
6 moving for an order relating to discovery, the movant must request a  
7 conference with the court" by notifying Ashleigh Drecktrah at  
8 (206) 370–8520. See Fed. Rule Civ.P. 16(b)(3)(B)(v). Counsel are further  
9 directed to cooperate in preparing the Joint Claim Chart and final pretrial  
10 order in the format required by CR 16.1, except as ordered below.

11 The original and one copy of any exhibits to be used at the Markman  
12 hearing and/or trial are to be delivered to chambers five days before the  
13 trial date. Each exhibit shall be clearly marked. Exhibit tags are available  
14 at the Clerk's Office. The Court hereby alters the CR 16.1 procedure for  
15 numbering exhibits: Plaintiff's exhibits shall be numbered beginning with  
16 1. Defendant's exhibits shall be numbered consecutively beginning with  
17 500. Duplicate documents shall not be listed twice: once a party has  
18 identified an exhibit in the pretrial order, any party may use it. Each  
19 set of exhibits shall be submitted in a three–ring binder with  
20 appropriately numbered tabs.

21 Counsel must be prepared to begin trial on the date scheduled, but it  
22 should be understood that the trial may have to await the completion of  
23 other cases.

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1 Should this case settle, counsel shall notify Ashleigh Drecktrah, Deputy  
2 Clerk, at 206-370-8520, as soon as possible. Pursuant to GR 3(b), an attorney  
3 who fails to give the Deputy Clerk prompt notice of settlement may be subject  
4 to such discipline as the court deems appropriate.

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6 A copy of this Minute Order shall be mailed to all counsel of record.

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8 DATED: December 14, 2017

9 s/ Ashleigh Drecktrah

10 Ashleigh Drecktrah, Deputy Clerk to  
11 Hon. James L. Robart, Judge  
12 (206) 370-8520  
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